

WARRIOR MET COAL LAND, LLC

HOWTON MINE

ALABAMA SURFACE MINING COMMISSION

SURFACE MINING PERMIT APPLICATION

P A R T I

Prepared by:

MCGEHEE ENGINEERING CORP.

P. O. Box 3431

450 19th Street West

Jasper, Alabama 35502-3431

Telephone (205) 221-0686

STATE OF ALABAMA SURFACE MINING COMMISSION

- Transfer Application for a Surface Coal Mine
 Transfer Application for an Underground Coal Mine
 Transfer Application for a Preparation Facility

NAME OF CURRENT PERMITTEE: Tuscaloosa Resources, Inc.
ADDRESS: P.O. Box 361370, Birmingham, AL 35244

PART I A. IDENTIFICATION

1. PERMIT APPLICANT

Name: WARRIOR MET COAL LAND, LLC
Street Address: c/o Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, 44th Floor,
City: New York State: NY Zip: 10036
Mailing Address: c/o Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, 44th Floor,
City: New York State: NY Zip: 10036
Telephone Number: (205)-458-5441
Social Security Number (Voluntary): - - -
Employer Identification Number: 81-0766332
ASMC License#: L-0849

2. ENTITY OR PERSON RESPONSIBLE FOR PAYING ABANDONED MINE LAND RECLAMATION FEES

Name: WARRIOR MET COAL LAND, LLC
Street Address: c/o Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, 44th Floor,
City: New York State: NY Zip: 10036
Mailing Address: c/o Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, 44th Floor,
City: New York State: NY Zip: 10036
Telephone Number: (205)-458-5441
Social Security Number (Voluntary): - - -
Employer Identification Number: 81-0766332
ASMC License#: L-0849

3. IDENTIFY THE OPERATOR FOR THIS MINE IF DIFFERENT FROM THE PERMITTEE

Name: SAME AS PERMITTEE
Street Address: _____
City: _____ State: _____ Zip: _____
Mailing Address: _____
City: _____ State: _____ Zip: _____
Telephone Number: () - - -
Social Security Number (Voluntary): - - -
Employer Identification Number: _____
ASMC License#: _____

4. CONTACT PERSON FOR PERMIT REVIEW ISSUES AND CORRESPONDENCE

Name: McGehee Engineering, Corp.
Mailing Address: P. O. Box 3431, 450 19th Street West
City: Jasper State: AL Zip: 35502
Telephone Number: (205) 221-0686
Email Address: jwhitlock@mcgehee.org

PART I B. OWNERSHIP AND CONTROL

1. PERMIT APPLICANT OWNERSHIP AND CONTROL.

At the time of filing of this application provide an update of all information contained in the applicant's license file or certify that the information contained in the license is accurate and complete. The updated information shall be submitted on Part I A through Part I F of the License application form. Check one of the following:

 A license update is included.

 X Information contained in the license file is accurate and complete at the time of filing of this application.

Following notification that the permit appears eligible for issuance, the applicant must certify that all information in this application and the license file pertaining to ownership and control, surface mining history and violation history is still valid or the applicant must submit the appropriate update information.

2. OPERATOR OWNERSHIP AND CONTROL.

If someone other than the permittee has been identified as the operator under this permit, an update of the ownership and control information contained in the operator's license file must be provided or certify that the information contained in the license file is accurate and complete. The updated information shall be submitted on Part I A through Part I F of the License application form. Check one of the following:

 A license update is included.

 X Information contained in the license file is accurate and complete at the time of filing of this application.

Following notification that the permit appears eligible for issuance, the applicant must certify that all information in this application and the license file pertaining to ownership and control, surface mining history and violation history is still valid or the applicant must submit the appropriate update information.

3. CONTROL OF MINING OPERATION THROUGH CONTROL OF COAL TO BE MINED.

Provide the information below for any person or entity who owns or controls the coal to be mined under this permit and who, by lease, sublease, or other contract:

- A. has the right to receive the coal after mining, or,
- B. has the authority to determine the manner in which the operator or permittee conducts surface coal mining operations.

(USE ADDITIONAL SHEETS IN THE FORMAT BELOW IF NECESSARY)

Name: **WARRIOR MET COAL LAND, LLC**
Street Address: **c/o Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, 44th Floor,**
City: **New York** State: **NY** Zip: **10036**
Mailing Address: **c/o Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, 44th Floor,**
City: **New York** State: **NY** Zip: **10036**
Telephone Number: **(205)-458-5441**
Social Security Number (Voluntary): - - -
Employer Identification Number: **81-0766332**
ASMC License#: **L-0849**

PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

Legal description of property or permit map symbol: F-2
(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): SURFACE & MINERAL

Legal owner(s) of record: MARTIN RAY

Address: 1300 BEACON PARKWAY EAST City: BIRMINGHAM State: AL Zip: 35209

Holders of leasehold interest: _____

Address: _____ City: _____ State: _____ Zip: _____

Purchasers under a real estate contract: _____

Address: _____ City: _____ State: _____ Zip: _____

Description of right to enter or mine:

Describe the type of document or conveyance which grants the right of entry, disturbance or mining. Indicate from whom the right was acquired and to whom the right was granted. If the grantor of the right is not the owner(s) of property, identify all grantors and grantees of the right beginning with the owner(s) and ending with the permit applicant.

Describe Right of Entry (If deed indicate where recorded):	Granted From:	Granted To:	Date Granted:	Litigation Pending? (Yes or No) If yes, explain
LEASE	MARTIN RAY	TUSCALOOSA RESOURCES INC.	08-19-03	NO
ASSIGNMENT	TUSCALOOSA RESOURCES INC.	WARRIOR MET COAL LAND, LLC	Effective 3-31-16	NO

PART I C. PROPERTY OWNERSHIP, INTERESTS AND RIGHTS (CONTINUED)

Legal description of property or permit map symbol: F-3
(SEE PERMIT MAP)

Surface/Mineral/or Fee Simple (both): SURFACE & MINERAL

Legal owner(s) of record: WILLIAM H. LINEBARGER

Address: 11907 TIDEWATER DRIVE City: COTTONDALE State: AL Zip: 35453

Holders of leasehold interest: _____

Address: _____ City: _____ State: _____ Zip: _____

Purchasers under a real estate contract: _____

Address: _____ City: _____ State: _____ Zip: _____

Description of right to enter or mine:

Describe the type of document or conveyance which grants the right of entry, disturbance or mining. Indicate from whom the right was acquired and to whom the right was granted. If the grantor of the right is not the owner(s) of property, identify all grantors and grantees of the right beginning with the owner(s) and ending with the permit applicant.

Describe Right of Entry (If deed indicate where recorded):	Granted From:	Granted To:	Date Granted:	Litigation Pending? (Yes or No) If yes, explain
LEASE	WILLIAM H. LINEBARGER	TUSCALOOSA RESOURCES INC.	08-01-06	NO
ASSIGNMENT	TUSCALOOSA RESOURCES INC.	WARRIOR MET COAL LAND, LLC	Effective 3-31-16	NO

PART I C. (CONTINUED)

2. OWNERSHIP OF SURFACE AND MINERAL LANDS CONTIGUOUS TO THE AREA TO BE MINED.

INSTRUCTIONS:

Provide the information below for the owners of record of all surface and mineral properties contiguous to any part of the proposed permit area.

USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY

=====
Page 1 of 1
=====

Name: **WALTER MINERALS INC. (FORMERLY UNITED LAND CORP.)**

Address: **P. O. BOX 361370**

City: **BIRMINGHAM** State: **AL** Zip: **35244**

Interest owned (Surface, Coal or Fee Simple): **SURFACE & MINERAL**

Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **MARTIN RAY**

Address: **1300 BEACON PARKWAY EAST**

City: **BIRMINGHAM** State: **AL** Zip: **35209**

Interest owned (Surface, Coal or Fee Simple): **SURFACE & MINERAL**

Type of Interest (Owner, Lease, or Other): **OWNER**

Name: **WILLIAM H. LINEBARGER**

Address: **11907 TIDEWATER DRIVE**

City: **COTTONDALE** State: **AL** Zip: **35453**

Interest owned (Surface, Coal or Fee Simple): **SURFACE & MINERAL**

Type of Interest (Owner, Lease, or Other): **OWNER**

PART I C. (CONTINUED)

3. INTERESTS OR PENDING INTERESTS IN LANDS CONTIGUOUS TO THE PERMIT AREA.

INSTRUCTIONS:

THE APPLICANT HAS NO INTEREST IN ANY LANDS OR CONTIGUOUS LAND
OTHER THAN THE PERMITTED AREA.

Give the legal description of all lands contiguous to the permit area for which the permit applicant:

1. Holds an interest,
2. Holds an option, or
3. Has made a bid for ownership, lease or other interest.

USE ADDITIONAL SHEETS IN THE FORMAT BELOW AS NECESSARY

=====
Page 1 of _
=====

Legal description: _____

Describe the nature of the interest: _____

=====
Legal description: _____

Describe the nature of the interest: _____

=====
Legal description: _____

Describe the nature of the interest: _____

=====
Legal description: _____

Describe the nature of the interest: _____

PART I D. PERMIT AREA INFORMATION

1. Give the requested term of this permit: 5 years.
2. Give the legal description of the land upon which the applicant proposes to conduct surface coal mining operations. List each quarter-quarter section, section, township, range, and county.

Located in THE NW/NW, SW/NW, SE/NW, NE/NW, NW/SW, NE/SW, SE/SW, SW/SW, NW/SE, SW/SE, & SE/SE OF SECTION 22, THE SW/SW OF SECTION 23, THE NW/NW, SW/NW, SE/NW, NE/NW, NW/SW, NE/SW, SW/SW, SE/SW & SW/SE OF SECTION 26, THE NW/NE, SW/NE, SE/NE, NE/NE, NE/NW, NW/SE, NE/SE, & SE/SE OF SECTION 27, AND THE NW/NW & NE/NW OF SECTION 35, ALL IN TOWNSHIP 20 SOUTH, RANGE 8 WEST, ALL IN TUSCALOOSA COUNTY, ALABAMA.

3. Give the acreage of the permit, each increment and the type of bonding.
 - a. Total permit acreage: 687 acres

b. Give the acreage and type of bond for each mining increment:

<u>Increment</u>	<u>Acres</u>	<u>Type Bond Proposed</u>
1.	27.0	Surety Bond
2.	163.0	Surety Bond
3.	142.0	Surety Bond
4.	156.0	Surety Bond
5.	190.0	Surety Bond
6.	9.0	Surety Bond

c. Identify the increment(s) on which mining will initially begin upon issuance of this permit: Inc. No. 1

4. Has any acreage in the proposed permit area been previously disturbed by mining? (XX) YES () NO

If yes, supply the following for any and all previously disturbed areas:

- a. Show the boundaries of the previously disturbed area(s) on the permit map and identify with an appropriate symbol.
- b. List, for each area, the permit number under which it was disturbed and the number of acres. Indicate the status of each permit as Unreleased, Grading released, or 100% released.(If no permit, indicate as such)

<u>Permit</u>	<u>Acres</u>	<u>Status</u>
<u>N/A</u>	<u>338.0</u>	<u>Pre-Law</u>
<u>P-3613</u>	<u>19.0</u>	<u>P-3648</u>

5. Is disturbance to be conducted within 300 feet, measured horizontally, from an occupied dwelling?
(XX) YES () NO

If YES, attach a signed waiver from the owner of the dwelling indicating the minimum distance disturbance will be allowed by the owner.

See House Waivers in Previous Applications.

PART I D. (CONTINUED)

6. Is disturbance proposed within 100 feet of a public road right-of-way or will a public road be closed or relocated?

() YES (XX) NO.

If YES, enclose a copy of the approval granted by the government entity which has jurisdiction over the road. The approval must state the minimum distance disturbance will be allowed to the road or road right-of-way.

7. List all other licenses and permits required to conduct mining operations including, but not limited to, MSHA I.D. and NPDES. Give the identification or permit number, the name and address of the issuing authority, and the status or date of approval or issuance of each:

Permit	ID or Permit Number	Issuing Authority	Address	Status or date of issuance
MSHA ID	01-03260	MSHA	228 West Valley Ave. Birmingham, AL 35209	Transfer to be submitted 3-30-2016
NPDES	AL0075043	ADEM	1400 Coliseum Drive Montgomery, AL 36110	Transferred 2-29-2016

8. Is the property in the permit covered by zoning or other land use restrictions? () YES (XX) NO.
If yes, indicate the jurisdictional authority and zoning or landuse restriction for the entire permit area. If more than one zoning classification exists for the permit area, identify the boundaries of each on the permit map.

Jurisdictional Authority	Zoning Classification	Allows mining? Yes or No
N/A		

9. Describe access to the proposed mine from a known point on the nearest public highway:

From the intersection of Alabama Highway 216 and Tuscaloosa County Road 59, travel west on Alabama Highway 216 approximately 1.8 miles to Old Alabama Highway 216. Turn right on Old Alabama Highway 216 and travel approximately 0.2 miles to Howton Loop Road. Turn right on Howton Loop Road and travel approximately 0.1 miles to the fork of Howton Loop Road. Take the left fork of Howton Loop Road and travel approximately 0.2 miles to mine entrance on the left. The mine entrance will be marked and signs will be posted.

10. Did the applicant receive assistance from the Small Operator Assistance Program in preparing this application?
() YES (XX) NO

If YES, list SOAP I.D. Number: _____

11. Submit a certificate of proof of Liability Insurance with this application. Forthcoming

PART I E. PUBLIC NOTICE AND AVAILABILITY FOR INSPECTION

12. Give the name of the approved public office in which a copy of this application will be filed for public inspection following notification of completeness: Alabama Surface Mining Commission website
<http://surface-mining.alabama.gov>.

13. Enclose a copy of the notice of filing of this application which will appear in a newspaper of general circulation in the vicinity of the mine and identify the name of the newspaper: See Attachment I-E-13

PUBLIC NOTICE FILING OF PERMIT APPLICATION

In accordance with the provision of Act No. 81-435 of the State of Alabama and the regulations promulgated under this act, Coal Acquisition Sub 5, LLC, c/o Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, 44th Floor, New York, NY 10036 hereby gives notice that it has filed application to succeed by transfer to the rights granted under Surface Coal Mining Permit P-3839 currently held by Tuscaloosa Resources Inc., P.O. Box 361370, Birmingham, AL 35244. The operation is known as the Howton Mine.

From the intersection of Alabama Highway 216 and Tuscaloosa County Road 59, travel west on Alabama Highway 216 approximately 1.8 miles to Old Alabama Highway 216. Turn right on Old Alabama Highway 216 and travel approximately 0.2 miles to Howton Loop Road. Turn right on Howton Loop Road and travel approximately 0.1 miles to the fork of Howton Loop Road. Take the left fork of Howton Loop Road and travel approximately 0.2 miles to mine entrance on the left. The mine entrance will be marked and signs will be posted.

Located in THE NW/NW, SW/NW, SE/NW, NE/NW, NW/SW, NE/SW, SE/SW, SW/SW, NW/SE, SW/SE, & SE/SE OF SECTION 22, THE SW/SW OF SECTION 23, THE NW/NW, SW/NW, SE/NW, NE/NW, NW/SW, NE/SW, SW/SW, SE/SW & SW/SE OF SECTION 26, THE NW/NE, SW/NE, SE/NE, NE/NE, NE/NW, NW/SE, NE/SE, & SE/SE OF SECTION 27, AND THE NW/NW & NE/NW OF SECTION 35, ALL IN TOWNSHIP 20 SOUTH, RANGE 8 WEST, ALL IN TUSCALOOSA COUNTY, ALABAMA.

A copy of the permit application is available for public inspection and review on the Alabama Surface Mining Commission website <http://surface-mining.alabama.gov>. A copy of the permit application is also available for public inspection and review at the office of the Alabama Surface Mining Commission located on the second floor of the Pinnacle Bank Building at 1811 2nd Avenue, Jasper, Alabama 35501. Written comments, objections, request for public hearing or request for informal conferences concerning this permit should be sent to the Alabama Surface Mining Commission, P.O. Box 2390, Jasper, Alabama 35502-2390, no later than 30 days from the last date of publication of this notice.

This notice to be published in the Tuscaloosa News Newspaper.

TO THE TUSCALOOSA NEWS:

Please run this notice one time as soon as possible. Please send invoice and notarized proof of publication to:

McGehee Engineering Corp.
P. O. Box 3431
Jasper, AL 35502-3431
Telephone (205) 221-0686